

FILED

DEC 23 2014

**New Jersey State Board of
Massage and Bodywork
Therapy Examiners**

STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
BOARD OF MASSAGE AND BODYWORK
THERAPY

IN THE MATTER OF THE	:	Administrative Action
APPLICATION OF	:	
	:	
IRINA REZNIK	:	FINAL ORDER OF
	:	DENIAL OF LICENSURE
TO PRACTICE MASSAGE AND	:	
BODYWORK THERAPY IN THE	:	
STATE OF NEW JERSEY	:	
	:	

This matter was opened to the Board of Massage and Bodywork Therapy ("the Board") upon receipt of information which the Board has reviewed and upon which the following findings of fact and conclusions of law are made:

FINDINGS OF FACT

1. Irina Reznik submitted an application for licensure by the Board.

2. On Ms. Reznik's application, she indicated that she had never been charged with or convicted of any crime or offense.

3. A criminal history background check revealed that Ms. Reznik had been charged with prostitution in 2002; she was convicted of loitering for the purpose of engaging in prostitution on August 13, 2002 and assessed six hundred and fifty dollars (\$650). Ms. Reznik had also been arrested in New

York in 2006 for criminal possession of a controlled dangerous substance, of a hypodermic needle, and of marijuana. She was convicted of driving while intoxicated, assessed \$500, and was sentenced to alcohol-related treatment.

4. Ms. Reznik claimed she did not respond accurately to the questions on the application relating to arrests and convictions because she lacked knowledge about the American legal system and relied on her attorney's advice that she wouldn't have any problems associated with these criminal matters after the cases were closed.

CONCLUSIONS OF LAW

Ms. Reznik's failure to disclose the arrests and convictions on her application constitutes misrepresentation in violation of N.J.S.A. 45:11-21(b).

The conduct underlying Ms. Reznik's prostitution conviction relates adversely to the practice of massage and bodywork therapy within the intendment of N.J.S.A. 45:1-21(f).

DISCUSSION

Based on the foregoing findings and conclusions, a Provisional Order of Denial of Licensure was filed on August 4, 2014. Copies were served upon Respondent via regular and certified mail. The Provisional Order was subject to finalization by the Board at 5:00 p.m. on the thirtieth day following entry unless Respondent requested a modification or

dismissal of the stated findings of fact and conclusions of law by setting forth in writing any and all reasons why said findings and conclusions should be modified or dismissed and submitting any and all documents or other written evidence supporting respondent's request for consideration and reasons therefor.

Respondent responded to the Provisional Order by providing a letter which detailed the circumstances of her two arrests and convictions. Respondent clearly acknowledged the arrests and convictions. Regarding the prostitution related charge, Respondent maintained that she was working as a greeter in a "Day Spa" that provided different types of massage therapy when the Spa was raided after being under investigation for prostitution. Respondent maintained that she took a plea deal because she "was so scared to be put back to prison that [she] agreed to plead guilty."

The Board reviewed Respondent's submissions and determined that further proceedings were not necessary and that no material discrepancies had been raised. The Board was not persuaded that the submitted materials merited further consideration, as Respondent did not dispute the findings of fact or conclusions of law. Respondent failed to disclose her arrests and convictions on her application. Additionally, Respondent's conviction of loitering to engage in prostitution, and

Respondent's corresponding conduct with a spa under investigation for prostitution, is adverse to the practice of legitimate massage and bodywork therapy.

ACCORDINGLY, IT IS on this 23rd day of December, 2014,
ORDERED that:

1. Irina Reznik's application for licensure as a massage and bodywork therapist in the State of New Jersey is hereby denied. No subsequent application for licensure will be entertained for a period of two years, dating from the filing of a Final Order in this matter.

NEW JERSEY STATE BOARD OF
MASSAGE AND BODYWORK THERAPY

By: Cynthia Sinicropi-Philibosian
Cynthia Sinicropi-Philibosian
Chairperson